

Central Intelligence Agency



Washington, D.C. 20505

OLL 85-3734/1
12-6-85

Mr. James M. Frey
Assistant Director for Legislative
Reference
Office of Management and Budget
Washington, D.C. 20503

Jim
Dear Mr. Frey:

Enclosed please find a copy of a letter from this Office to Chairman Hawkins of the House Committee on Education and Labor. The letter is in response to a request from the Chairman for the Agency's views on an amendment to H.R. 1524, the "Employee Polygraph Protection Act of 1985", which would clarify the exemption in that bill for employees of Agency contractors. I am also enclosing a copy of the amendment and request for views from Chairman Hawkins.

We ask that you advise us as to whether or not this letter is consistent with the Administration's program.

It is possible that this legislation may see floor action in the House within the next few days and Chairman Hawkins' staff has indicated that he would appreciate receipt of the Agency's views as soon as possible. We therefore would appreciate receiving your advice by Monday, 9 December 1985 at the latest.

Your cooperation is most appreciated.

Sincerely,



Charles A. Briggs
Director, Office of Legislative Liaison

Enclosures

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LEG/OLL: (6 Dec)

Central Intelligence Agency

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Washington, D.C. 20505

The Honorable Augustus F. Hawkins
Chairman
Committee on Education and Labor
House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

I am pleased to respond on behalf of the Central Intelligence Agency to your letter of December 4, 1985 concerning H.R. 1524.

The Agency's concern with this legislation has been the sufficiency of the exemption for employees of Agency contractors. We have reviewed the "Amendment in the Nature of a Substitute to Section 6 (b) in H.R. 1524" which was enclosed with your letter. Assuming that this amendment were to be adopted as part of the bill as reported out by the Committee on Education and Labor, the Agency's concern would be alleviated and the Agency would have no objection to this legislation.

The Office of Management and Budget has advised that there is no objection to the submission of this report.

Thank you for the opportunity to comment on this legislation.

Sincerely,

Charles A. Briggs
Director, Office of Legislative Liaison

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Office of Legislative Liaison
Central Intelligence Agency
Washington, D.C. 20505

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Dear

In response to your discussions with Mr. Williams' office, it is my understanding that an amendment has been negotiated that is acceptable to the Central Intelligence Agency that will be offered when the bill goes to the House floor.

I am enclosing a copy of the amendment which would be offered in the nature of a substitute for section 6(b) in the reported bill.

I would welcome a letter confirming the Central Intelligence Agency's support for this amendment and its support for the bill assuming the amendment is adopted. Mr. Williams assures me that the ranking minority member has no objection to this amendment and that it is acceptable to the Armed Services Committee.

Thank you for your attention to this matter.

Sincerely,

Augustus F. Hawkins
Chairman

AFH:bb

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO SECTION 6(b) IN H.R. 1524

) National Defense and Security Exemption

(1) Nothing in this Act shall be construed to prohibit the administration, in the performance of any counterintelligence function, of any lie detector test an expert or consultant under contract to the DOD or an employee of a contractor of the DOD.

(2) Nothing in this Act shall be construed to prohibit the administration, in the performance of any intelligence or counterintelligence function, of any lie detector test---

(a) to (i) an individual employed by, or assigned or detailed to, the National Security Agency or the Central Intelligence Agency, (ii) an expert or consultant under contract to the National Security Agency or the Central Intelligence Agency, (iii) an employee of a contractor of the National Security Agency or the Central Intelligence Agency, or (iv) an individual applying for a position in the National Security Agency or the Central Intelligence Agency; or

(b) to an individual assigned to a space where sensitive cryptographic information is produced, processed, or stored for the Central Intelligence Agency or the National Security Agency.